IN THE UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

In re Chapter 9

CITY OF DETROIT, MICHIGAN, Case No. 13-53846

Debtor. Judge Thomas J. Tucker

<u>CERTIFICATION OF NO RESPONSE OR OBJECTION</u>

<u>REGARDING DEBTOR'S FIFTY-FOURTH OMNIBUS OBJECTION TO</u>

<u>CERTAIN CLAIMS</u>

(No Valid Basis for any Liability of the City)

On December 6, 2017, the City Of Detroit ("City") filed its Fifty-Fourth Omnibus Objection to Certain Claims (No Valid Basis for any Liability of the City) ("54th Omnibus Objection"). [Doc. No. 12732]. The 54th Omnibus Objection was served by the City's claims and noticing agent, Kurtzman Carson Consultants, upon the claimants identified in Exhibit 2 of the 54th Omnibus Objection at the address set forth by each of the claimants on its respective proof of claim, and all other parties who have requested notice pursuant to Bankruptcy Rule 2002. See Certificate of Service Exhibit A.

No responses to the 54th Omnibus Objection have been filed with the Court and the time to do so has passed. The City respectfully requests that the Court enter an order in substantially the same form as the one which was attached to the 54th Omnibus Objection. *See Proposed Order* Exhibit B.

Respectfully submitted,

By: /s/ Marc N. Swanson

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Attorneys for the City of Detroit

DATED: January 18, 2018

Exhibit A

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

In re:		Chapter 9
City of Detroit, Michigan,		Case No. 13-53846
Debtor.		Hon. Thomas J. Tucker
	/	

CERTIFICATE OF SERVICE

I, Lydia Do, certify and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtor in the above-captioned case.

On December 6, 2017, at my direction and under my supervision, employees of KCC caused to be served the following document via Email on the service list attached hereto as **Exhibit A**; and via First Class mail on the service lists attached hereto as **Exhibit B** and **Exhibit C**:

• Debtor's Fifty-Fourth Omnibus Objection to Certain Claims (Filed by Debtor In Possession City of Detroit, Michigan) [Docket No. 12732]

Dated: December 7, 2017

/s/ Lydia Do Lydia Do KCC 2335 Alaska Ave El Segundo, CA 90245

EXHIBIT A

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Union Representative	AFSCME Local #0023	Attn: Robert Stokes	600 W. Lafayette, Ste. 134		Detroit	MI	48226	
Union Representative	AFSCME Local #0312	Attn: Phillip Douglas	14022 Linwood		Detroit	MI	48238	
Union Representative	AFSCME Local #0457	Attn: Laurie Walker	600 W. Lafayette, Ste. L – 104		Detroit	MI	48226	
Union Representative	AFSCME Local #1220	Attn: Gerald Thompson	600 W. Lafayette, Ste. 136		Detroit	MI	48226	
					Grosse Point	е		
Union Representative	AFSCME Local #1227	Attn: Joseph Walter	P.O. Box 36314		Farms	MI	48236	
Union Representative	AFSCME Local #1642	Attn: Gina Thompson-Mitchell	600 W. Lafayette, Ste. L - 123		Detroit	MI	48226	
Counsel for Airgas USA LLC	Airgas USA LLC	Mr David Boyle	259 Radnor-Chester Rd Ste 100	PO Box 6675	Radnor	PA	19087-8675	
	Association of Professional Construction							
Union Representative	Inspectors	Attn: Juanita Sanders	2727 Second Ave., Ste. 314B		Detroit	MI	48201	
Counsel for the Police and Fire Retirement System of	•		·					
the City of Detroit and the General Retirement System								
of the City of Detroit	Clark Hill PLC	Robert D Gordon	151 S Old Woodward Ave Ste 200		Birmingham	MI	48009	
ar and only or serious					Bloomfield			
Counsel for Kajy Development	David W Yaldo PC	David W. Yaldo	4036 Telegraph Road, Suite 204		Hills	MI	48302	
Retiree Representative	Detroit Firemen's Fund Association	Attn: Kim Fett	1301 Third St. Suite 329		Detroit	MI	48226	
Transcritoprodomanto	Detroit Police Benefit and Protective		.co		2011011	1411	.5220	
Retiree Representative	Association	Attn: Delbert R. Jennings, Sr.	3031 W. Grand Boulevard, Suite 405		Detroit	MI	48202	
Retiree Representative	Detroit Retired City Employees	Atti. Delbert R. bermings, or.	3031 W. Grand Bodievard, Odite 403		Detroit	IVII	70202	
Retiree Representative	Association	Attn: Shirley V. Lightsey	P.O. Box 40713		Detroit	МІ	48240	
Counsel for U.S. Bank National Association (Top 20	ASSOCIATION	Attii. Stilley V. Lightsey	F.O. BOX 40713		Delioit	IVII	40240	
` '	Faegre Baker Daniels LLP	Attn: Abby E. Wilkinson, Esq.	2200 Wells Fargo Center	90 South Seventh Street	Minnoonolio	MN	55402-3901	
Creditor)	raegie bakei Daniels LLP	Attri. Abby E. Wiikirison, Esq.	2200 Wells Fargo Center	90 South Seventh Street	Minneapolis West	IVIIN	55402-3901	
H. S. B. S.	Elili E color de Accordado	And I am I had	DO D . 050005				40005	
Union Representative	Field Engineers Association	Attn Larry Hart	PO Box 252805		Bloomfield	MI	48325	
The Office of the Governor of the State of Michigan	Governor Rick Snyder		P.O. Box 30013		Lansing	MI	48909	
Counsel for The Detroit Institute of Arts	Honigman Miller Schwartz and Cohn LLF	T. O'Reilly	600 Woodward Ave	2290 First National Bldg	Detroit	МІ	48226	
Council for Defendants Creektown Cosine and Detroit								
Counsel for Defendants Greektown Casino and Detroit		landita 7b. tamaki Dalmad	2000 First National Blds	660 Woodward Ave	D - 4 i4	МІ	48226-3506	
Entertainment LLC dba Motorcity Casino Hotel	Honigman Miller Schwartz and Cohn LLF		2290 First National Bldg	660 Woodward Ave	Detroit			
Counsel for HP Enterprise Services LLC	HP Enterprises Services LLC	Ayala Hassell	5400 Legacy Dr		Plano	TX	75024	
Counsel for HP Enterprise Services LLC	HP Enterprises Services LLC	Ken Higman	12610 Park Plz Dr Ste 100		Cerritos	CA	90703	
Interested Party	IBM Corporation	Attn National Bankruptcy Coordinator	275 Viger East Ste 400		Montreal	QC	H2X 3R7	Canada
Counsel for IBM Credit LLC	IBM Credit LLC	Andy Gravina	Special Handling Group MD NC317	6303 Barfield Rd NE	Atlanta	GA	30328	
Counsel for St Martins Cooperative	Law Offices of Lee & Correll	Michael K Lee	24901 Northwestern Hwy Ste 113		Southfield	MI	48075	
Counsel for FK Park, LLC and FK South, LLC	Maddin, Hauser, Roth & Heller, P.C.	Ian S Bolton	28400 Northwestern Hwy 2nd Fl		Southfield	MI	48034	
	Mantese Honigman Rossman and							
Counsel for Syncora Guarantee Inc	Williamson PC	Brendan Frey	1361 E. Big Beaver Road		Troy	MI	48083	
					Bloomfield			
Counsel for Bishop Real Estate, L.L.C.	McDonald Hopkins PLC	Jason L Weiner	39533 Woodward Ave Ste 318		Hills	MI	48304	
Pro se	Nathaniel Brent		538 S Livernois		Detroit	MI	48209	
Office of the United States Trustee	Office of the United States Trustee	Daniel McDermott	211 West Fort Street Suite 700		Detroit	MI	48226	
Counsel enters an appearance for The Bank of New								
York Mellon (successor by								
operation of law to The Bank of New York), as								
custodian of the Police and Fire Retirement								
System of the City of Detroit Fund and as custodian of								
the General Retirement System of the								
City of Detroit Fund	Reed Smith LLP	Amy M Tonti	225 Fifth Ave		Pittsburgh	PA	15222	
Interested Party	Ricoh USA Inc	Recovery & Bankruptcy Group	3920 Arkwright Rd Ste 400		Macon	GA	31210	
	Sanitary, Chemists & Technicians	a Dania apio, Oroap	55-57 mmig.m. 13 010 100			- · ·	3.2.3	
Union Representative	Association	Attn: Saulius Simoliunas	2727 Second Ave. Rm. 314 – D		Detroit	МІ	48201	
Counsel for Parsons Brinckerhoff Michigan, Inc.	Schiff Hardin LLP	Andrew M. Minear	666 Fifth Ave	17th FI	New York	NY	10103	1
SEC	Securities & Exchange Commission	Bankruptcy Section	175 W Jackson Blvd	Suite 900	Chicago	IN f	60604-2815	1
Counsel for National Public Finance Guarantee	Securities & Exchange Commission	Банктирксу беспон	175 W Jackson Divu	Suite 900	Chicago	IL	00004-2015	
	Cidley Austin LLD	Attai Ciny C. Nool. For	1501 K Street N W		Machinater	DC	20005	
Corporation	Sidley Austin LLP	Attn: Guy S. Neal, Esq.	1501 K Street, N.W.		Washington	DC	∠0005	1

In re City of Detroit, Michigan Case No. 13-53846

Exhibit B Served via First Class Mail

Party Description	Company	Contact	Address 1	Address 2	City	State	Zip	Country
Counsel for Public Lighting Authority	The Allen Law Group, P.C.	Attn: Ron Liscombe, Esq.	3011 West Grand Boulevard	2500 Fisher Building	Detroit	MI	48202	
The City, c/o the Emergency Manager	The City of Detroit	Attn: Kevyn D. Orr, Emergency Manager	Coleman A. Young Municipal Center	2 Woodward Ave Suite 1126	Detroit	MI	48226	
Counsel for Michigan Council 25 of the American								
Federation of State, County and Municipal Employees								
(AFSCME), AFL-CIO	The Sanders Law Firm PC	Herbert A Sander	615 Griswold St Ste 913		Detroit	MI	48226	
	U.S. Bank National Association, as trustee, bond registrar transfer agent,							
Top 20 Creditor - City's Secured & Unsecured Bonds	paying agent, custodian and/or contract							
(Including Sewer and Water)	administrator	Attn: Susan T. Brown	Senior Vice President and Manager	535 Griswold Ste 550	Detroit	MI	48226	
	U.S. Bank National Association, as							
Top 20 Creditor - City's Secured & Unsecured Bonds	trustee, for the Detroit Sewar and Water							
(Including Sewer and Water Bonds)	Bonds	Attn: Lawrence J. Bell	PD-OR-P6TD		Portland	OR	97204	
Counsel for United States of America	Unites States Attorney	Julia A. Caroff, Asssitant US Attorney	211 W Fort St Ste 2001		Detroit	MI	48226	
	Utility Workers Union of America Local							
Union Representative	#488	Attn: Carl Anderson	19315 Westmoreland		Detroit	MI	48219	
	Utility Workers Union of America Local				Shelby			
Union Representative	#504	Attn: Curlisa Jones	5405 Railview Ct Apt. 166		Township	MI	48316	
Counsel for U.S. Bank National Association (Top 20								
Creditor)	Waller Lansden Dortch & Davis LLP	Attn: Courtney Rogers	511 Union Street, Suite 2700		Nashville	TN	37219	
Counsel for Assured Guaranty Municipal Corporation	Winston & Strawn LLP	Sarah T. Foss	1111 Louisiana 25th Fl		Houston	TX	77002-5242	

In re City of Detroit, Michigan Case No. 13-53846

EXHIBIT C

Exhibit C

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
Cato, John	Guzall, Raymond, lii	Law Offices of Raymond Guzall III, PC	31555 W 14 Mile Rd Ste 320	Farmington Hills	MI	48334
Larry Hatcher	Varjabedian Attorneys, P.C.	29777 Telegraph Rd. Suite 2175		Southfield	MI	48034

Exhibit B

UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

In re:	Bankruptcy Case No. 13-53846
City of Detroit, Michigan,	Judge Thomas J. Tucker
Debtor.	Chapter 9

ORDER SUSTAINING DEBTOR'S FIFTY-FOURTH OMNIBUS **OBJECTION TO CERTAIN CLAIMS**

(No Valid Basis for any Liability of the City)

Upon review of the Fifty-Fourth objection to claims (the "Objection"), of the Debtor, City of Detroit, Michigan (the "City"), seeking entry of an order disallowing and expunging each of the claims listed on Exhibit 2 to the Objection; and it appearing that this Court has jurisdiction over the Objection pursuant to 28 U.S.C. §§ 157 and 1334 and Article VII of the Plan; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and the Court having found that venue of this proceeding and the Objection in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that the relief requested in the Objection is in the best interests of the City, and its creditors; and due and proper notice of the Objection having been given as provided in the Objection; and it appearing that no other or further notice of the Objection need be given; and a hearing on the Objection having been held before the Court; and any

¹ Capitalized terms used but not otherwise defined herein shall have the meaning ascribed to them in the Objection.

objections or other responses to the Objection having been overruled or withdrawn; and the Court finding that the legal and factual bases set forth in the Objection and at the hearing establish just cause for the relief granted; and after due deliberation and good and sufficient cause appearing therefore;

IT IS ORDERED that:

- 1. The Objection is sustained.
- 2. Each of the proofs of claim listed on Exhibit 2 annexed to the Objection is hereby disallowed and expunged in its entirety, pursuant to Section 502(b) of the Bankruptcy Code.
- 3. The City's claims agent is authorized to update the claims register to reflect the relief granted in this Order.
- 4. The City is authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Objection.
- 5. Each claim and the objections by the City to each claim as addressed in the Objection and set forth on Exhibit 2 constitutes a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed and constitute a separate order with respect to each such claim and, to the extent necessary under Bankruptcy Rules 7054 and 9014, constitutes a final judgment with respect to such claim, and the Court expressly determines that there is no just reason for delay of the entry of the final judgment with respect to such claim. Any

stay of this Order shall apply only to the contested matter that involves such creditor and for which such stay has been granted or may be in effect, and shall not act to stay the applicability or finality of this Order with respect to the other contested matters covered hereby, and further provided that the City shall have the right, but not the need, to submit a separate order with respect to contested matters or claims.

- 6. The City retains all of its rights to object, on the merits or any other basis, to any of the Claims identified on Exhibit 2.
- 7. Notice of the Objection as provided therein is good and sufficient notice of such objection, and the requirements of Bankruptcy Rule 3007(a) and the local rules of the Court are satisfied by such notice.
- 8. Nothing in this Order is intended to, shall constitute or shall be deemed to constitute the City's consent, pursuant to section 904 of the Bankruptcy Code, to this Court's interference with (a) any of the political or governmental powers of the City, (b) any of the property or revenues of the City or (c) the City's use or enjoyment of any income-producing property.